Docket No.: 050229-0287

**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Susheng GAN, et al.

Application No.: 09/973,945

Filed: October 11, 2001

JUN 0 8 2005 CO

Customer Number: 20277

Confirmation Number: 5823

Group Art Unit: 1631

Examiner: LY, Cheyne D.

For: GENETIC INSULATOR FOR PREVENTING INFLUENCE BY ANOTHER GENE PROMOTER

Mail Stop Non-Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above identified application.

No additional fee is required.

Applicant is entitled to small entity status under 37 CFR 1.27

Also attached:

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	10	20	0	\$50.00 =	\$0.00
Independent Claims	2	3	0	\$200.00 =	\$0.00
		Multiple dependent claims newly presented			\$0.00
Fee for extension of time			\$0.00		
					\$0.00
		Total of Above Calculations			\$0.00

Please charge my Deposit Account No. <u>500417</u> in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Kelli N. Watson

Registration No. 47,170

Please recognize our Customer No. 20277 as our correspondence address.

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Facsimile: 202.756.8087 **Date: June 8, 2005** 

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GENETIC INSULATOR FOR PREVENTING INFLUENCE BY ANOTHER GENE For:

**PROMOTER** 

## **AMENDMENT AND REPLY**

MAIL STOP **NON-FEE AMENDMENT** 

Honorable Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the non-final Office Action mailed on March 31, 2005, kindly amend the above-captioned patent application as set forth below.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.